

## Monday, October 3, 2016

#### The Probate Examiner's Office recommends approval of the following Probate matters:

21 16CEPR00865 Jon Randall Nelson (Estate)23 16CEPR00870 Paula M. Guzman (Estate)

24 16CEPR00873 Sheldon Wayne Ferguson (Estate)

# The following Probate matters have been continued at the request of the Petitioner or the Petitioner's attorney:

8 14CEPR01149 Richard Joseph Shannon (Cons/PE)
 10 15CEPR00527 Virgil Joseph Brandon (Estate)
 22 16CEPR00866 Frances Lopez Prendez (Cons/PE)

### The following Probate matters are off calendar:

15 16CEPR00477 Aurora Gonzalez (7660)

Appearance of counsel is recommended for all remaining Probate matters set for hearing. Thank you.

Attorney: Heather H. Kruthers (for Petitioner/Conservator Public Guardian)

## Second and Final Account and Report of Conservator; Petition for Allowance of Compensation to Conservator and Attorney

DC	D: 8/7/15	PUBLIC GUARDIAN, Conservator, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
Co	nt. from Aff.Sub.Wit. Verified	Account period: 4/21/10 - 8/7/15  Accounting - \$73,644.84  Beginning POH - \$1,102.41  Ending POH - \$1,338.14	
✓ ✓	Inventory PTC Not.Cred. Notice of Hrg Aff.Mail	Subsequent Account period:  8/8/15 - 7/18/16  Accounting - \$1,339.46 Beginning POH - \$1.338.14 Ending POH - \$1.219.46	
	Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf.	Conservator - \$2,655.28 (16.18 Deputy hours @ \$96/hr and 14.5 Staff hours @ \$76/hr)	
	Screen  Letters  Duties/Supp  Objections  Video Receipt  CI Report  9202	Attorney - \$1,250.00  (per Local Rule)  Petitioner request that due to the insufficiency of the estate to pay the fees and commissions that a lien be imposed upon the estate for any unpaid balances of the authorized fees and commissions.	
<b>√</b>	Order  Aff. Posting Status Rpt UCCJEA Citation FTB Notice	Petitioner prays for an Order:  1. Approving, allowing and settling the second account; 2. Authorizing the conservator and attorney fees and commissions; 3. Authorize petitioner to impose a lien on the estate for any unpaid balances of authorized fees and commissions.	Reviewed by: KT Reviewed on: 9/29/16 Updates: Recommendation: File 1- Tate

Petitioner Nena Soledad Saiz (Pro Per, maternal aunt)

#### Petition for Appointment of Guardian of the Person

	NO TEADODA DV DEQUESTED NEEDS (DOOD FAAS (COAAAFNITS.				
-			NO TEMPORARY REQUESTED	NEEDS/PROBLEMS/COMMENTS:	
			<b>NENA SOLEDAD SAIZ</b> , maternal aunt, is Petitioner.	Continued from 8/20/2016. Minute Order states question #8 from the screening form was answered in	
Co	nt. from 082916		~Please see Petition for details~	open court. The Court Investigator is	
	Aff.Sub.Wit.		Court Investigator's Report filed	to provide CII to the Court. Examiner	
✓	Verified		8/23/2016.	Notes given.	
	Inventory			The following defects from the last	
	PTC			hearing remain:	
	Not.Cred.			1 Nood Notice of Hearing and	
	Notice of Hrg	Χ		Need Notice of Hearing and proof of personal service of the	
	Aff.Mail	Χ		Notice of Hearing with a copy of the Petition for Appointment of	
	Aff.Pub.			Guardian, or Consent to	
	Sp.Ntc.			Appointment of Guardian and	
	Pers.Serv.	Χ		Waiver of Notice, or a	
✓	Conf.			Declaration of Due Diligence, for:	
	Screen			<ul><li>Ursula Reyes, mother;</li><li>Jerry Rodriguez, father.</li></ul>	
✓	Letters			s Jenry Reangeez, ramer.	
✓	Duties/Supp			~Please see additional page~	
	Objections				
	Video				
	Receipt				
✓	CI Report				
✓	Clearances				
✓	Order				
	Aff. Posting			Reviewed by: LEG	
	Status Rpt			Reviewed on: 9/26/16	
✓	UCCJEA			Updates:	
	Citation			Recommendation:	
	FTB Notice			File 2- Rodriguez	

### 2 Additional Page, King Raul Rodriguez (GUARD/P) Case No. 09CEPR00409

#### NEEDS/PROBLEMS/COMMENTS, continued:

- 2. Need proof of service by mail of the Notice of Hearing with a copy of the Petition for Appointment of Guardian, or Consent to Appointment of Guardian and Waiver of Notice, or a Declaration of Due Diligence, for:
- paternal grandparents;
- Alex Reyes, maternal grandfather;
- Patricia Ann Garcia, maternal grandmother;
- Maddox Reyes, sibling, if age 12 or over.

## 3 Mychael John Salvador (GUARD/P)

Case No. 09CEPR00862

Petitioner Salvador, Krystal (Pro Per – Mother)
Petition for Visitation

Ag	e: 9 years		KRYSTAL SALVADOR, mother, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	nt. from 080116 216	5,	Please see petition for details	Minute Order of 09/12/2016: The matter is continued due to the late filed Notice of Hearing as to father. The Court reserves the right to not consider late-filled documents in the future.
	Aff.Sub.Wit.			
1	Verified			Minute Order of 08/01/2016: Alicia
	Inventory			Bradshaw, Guardian, represents she received a copy of the petition
	PTC			approximately 30 days ago. The Court
	Not.Cred.			orders that any response is to be filed
✓	Notice of Hrg			and properly served by 08/29/2016. Petitioner must properly notice Mark
✓	Aff.Mail	w/		Thompson, Jr., father.
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf.			
	Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video			
	Receipt			
	CI Report			
$\vdash$	9202			
$\vdash$	Order	Χ		Paviouad by: 1\/
$\vdash$	Aff. Posting Status Rpt			Reviewed by: LV Reviewed on: 09/27/2016
	UCCJEA			Updates:
	Citation			Recommendation:
	FTB Notice			File 3- Salvador

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## 4 Jenna Rae Kugelman, Isaac Earl Shea (GUARD/P) Case No. 11CEPR01127

Petitioner: Catalina Victoria Shea (Pro per – Paternal aunt)

Petition for Appointment of Temporary Guardian of the Person (as to Isaac Earl Shea Only)

			TEMPORARY EXPIRES 10/3/2016	NEEDS/PROBLEMS/COMMENTS:
			GENERAL HEARING 11/17/2016	
Co	nt. from		CATALINA VICTORIA SHEA, paternal aunt, is petitioner.	This petition is for ISAAC EARL SHEA only. (Ronald and Sharon Kugelman, paternal grandparents, were appointed
<b>-</b>	Aff.Sub.Wit.			co-guardians of Jenna Rae Kugelman on 2/28/2012.)
	Inventory PTC		Please see petition for details.	Please see related page 26. Petitioner is also filing for
-	Not.Cred.			guardianship for half-sibling,
1	Notice of Hrg			Dominic Shea, in Case no. 16CEPR00977.
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.	w/		
1	Conf. Screen			
✓	Letters			
1	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order			
	Aff. Posting			Reviewed by: SEF
<u> </u>	Status Rpt			Reviewed on: 9/29/2016
✓	UCCJEA			<b>Updates:</b> 9/30/2016
	Citation			Recommendation:
	FTB Notice			File 4- Kugelman & Shea

Fanucchi, Edward L. (for Gerald Ishii – Beneficiary – Petitioner) Burnside, Leigh W. (for Leslie Ishii – Co-Trustee – Respondent)

Status RE: Settlement

ont. from 01251 2316, 082916	6,
Aff.Sub.Wit.	
Verified	
Inventory	
PTC	
Not.Cred.	
Notice of	
Hrg	
Aff.Mail	
Aff.Pub.	
Sp.Ntc.	
Pers.Serv.	
Conf.	
Screen	
Letters	
Duties/Supp	
Objections	
Video	
Receipt	
CI Report 9202	
Order	
Aff. Posting	
Status Rpt	
UCCJEA	
Citation	
FTB Notice	

GERALD ISHII, Beneficiary and Co-Trustee, filed Petition of Beneficiary to Remove Successor Co-Trustees, Appoint Temporary Successor Trustee, and for Payment of Attorneys' Fees and Costs on 5/17/12. The petition was set for hearing on 7/2/12.

**LESLIE ISHII**, Beneficiary and Co-Trustee, filed **Objection** on 6/21/12.

After numerous status and settlement hearings, at the settlement conference hearing on 1/5/15, the Court set this status hearing re the agreement for 4/13/15. This status hearing is a continuation of numerous past status hearings.

Status Report filed 9/28/16 by Attorney Burnside **states** the matter was tentatively resolved in 2014, but there were several deal-points that needed to be worked out, requiring input from the parties' accountants. Last year, Gerald Ishii proposed that the agreement include a lot-line adjustment involving separate adjacent parcels owned by him and by Les Ishii. Those parcels are not part of the trust or the underlying dipute. Les Ishii nevertheless agreed to the adjustment to give additional acreage to Gerald Ishii, but there remained details concerning the location of the new line. Those details have been resolved, but Les Ishii asked for access rights to maintain certain agricultural equipment located near the new lot line. Gerald gareed. A written settlement was circulated, and by the last hearing on 8/29/16, Ms. Burnside understood the changes were acceptable and forwarded the agreement to her client for signature.

Two weeks after the last status hearing, Ms. Burnside received correspondence that the parties' accountants wanted additional changes made to the agreement. A revised draft was forwarded, and further additional changes were then requested. A further revised draft was emailed to Gerald Ishii's counsel on 9/23/16. At present, she is waiting to hear whether the additional changes are acceptable to Gerald Ishii.

NEEDS/PROBLEMS/COMMENTS:

Minute Order 5/23/16:
Counsel represent that they are still working on the settlement and making progress, request 90 days.

Reviewed by: skc
Reviewed on: 9/26/16
Updates: 9/28/16
Recommendation:

File 5- Ishii

# 6 Jacare Andrew Shepheard, Jr., Zachary Tucker, III (GUARD/P) Case No. 12CEPR00512

Petitioner: Lontoila Gary (pro per)

### Petition for Appointment of Guardian of the Person

		THERE IS NO TEMPORARY. No temporary was requested.	NEEDS/PROBLEMS/COMMENTS:
✓ ✓ ✓ ✓ ✓ ✓ ✓	nt. from  Aff.Sub.Wit.  Verified  Inventory  PTC  Not.Cred.  Notice of Hrg  Aff.Mail  Aff.Pub.  Sp.Ntc.  Pers.Serv.  Conf. Screen  Letters  Duties/Supp  Objections  Video Receipt  CI Report  9202  Order		<ul> <li>This petition is as to ZACHARY</li> <li>TUCKER III only. Guardianship of Jaycare Shepheard was granted to Johnycia Royster on 8/7/12.</li> <li>1. Need Notice of Hearing</li> <li>2. Need proof of personal service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: <ul> <li>a. Zachary Tucker III (father)</li> <li>b. Denell Brandon (mother)</li> </ul> </li> <li>3. Need proof of service of the Notice of Hearing along with a copy of the Petition or Consent and Waiver of Notice or Declaration of Due Diligence on: <ul> <li>a. Zachary Tucker II (paternal grandfather)</li> <li>b. Angelica Palmer (paternal grandmother)</li> <li>c. Will Brandon (maternal grandfather)</li> <li>d. Debra Camicle (maternal grandmother)</li> </ul> </li> </ul>
	Aff. Posting		Reviewed by: KT
	Status Rpt		<b>Reviewed on:</b> 9/26/16
1	UCCJEA		Updates:
	Citation		Recommendation:
	FTB Notice		File 6- Shepheard & Tucker

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#### Attorney Heather H. Kruthers (for Petitioner Public Administrator)

First Amended First and Final Account and Report of Administrator and Petition for Allowance of Ordinary and Extraordinary Commissions and Fees and for Distribution

DC	D: 7/13/2014		<b>PUBLIC ADMINISTRATOR</b> , Administrator with Will Annexed, is Petitioner.	NEEDS/PROBLEMS/ COMMENTS:
Co ✓	ont. from 06231 Aff.Sub.Wit. Verified	6	Account period: 8/22/2014 - 2/18/2016Accounting-\$510,335.49Beginning POH-\$495,712.14Ending POH-\$370,973.15(all cash)	
√ √	Inventory PTC		Administrator - \$12,497.28 (statutory)	
√ √	Not.Cred.  Notice of Hrg		Administrator X/O - <b>\$2,100.85</b> (\$1,000.00 for sale of real property per Local Rule; \$852.85 for sale of personal property @ 10% of gross value; \$248.00 for preparation of tax returns @ 1 deputy hour @ \$96/hour	
<b>√</b>	Aff.Pub. Sp.Ntc.	W/	and 2 clerk hours @ \$76/hour;)  Attorney - \$12,497.28 (statutory)	
	Conf. Screen	1 <i>E</i>	Costs - \$997.50 (filing fees, certified copies)	
	Duties/Supp	.13	Closing - <b>\$2,000.00</b>	
	Objections Video Receipt		Bond Fee - \$1,913.76 (ok)	
	CI Report		Distribution pursuant to Decedent's Will is to:	
√ √	9202 Order		<ul> <li>ARMENIAN GENERAL BENEVOLENT UNION, Fresno – \$169,483.24 cash;</li> </ul>	
	Aff. Posting Status Rpt		• ARMENIAN GENERAL BENEVOLENT UNION, New York – \$169,483.24 cash.	Reviewed by: LEG Reviewed on: 9/26/16
✓	UCCJEA Citation FTB Notice			Updates: Recommendation: File 7 - Paregian

Richard Joseph Shannon (CONS/PE)
Fray, Brian H. (for Conservator Catherine Mary Kelley) Case No. 14CEPR01149

### Second Amended Report and Final Account

DO	D: 4/14/16	CATHERINE MARY KELLEY, Daughter and Conservator	NEEDS/PROBLEMS/
		of the Person and Estate with bond of \$111,624.00, is Petitioner.	COMMENTS:
		Account period: 1/15/15 – 1/29/15	CONTINUED TO 11/14/2016
	Aff.Sub.Wit.	Accounting: \$84,147.04 Beginning POH: \$81,347.05	Per Attorney Request
		Ending POH: \$80,622.99	1 Nondrand
	Verified		Need proof of service of Notice of
Ě	Inventory	Account period: 1/30-15 - 4-14-16	Hearing on Nona
<b> </b>	PTC Not Creed	Accounting: \$118,878.19 Beginning POH: \$80,622.99	Shannon, or waiver
<b> </b>	Not.Cred.	Ending POH: \$67,335.04	thereof.
	Notice of X	·	2. Need original will
	Aff.Mail	Account period: 4/15/16 - 8/6/16	deposited with the
<b> </b>	Aff.Pub.	Accounting: \$67,335.04 Beginning POH: \$67,335.04	Court per Probate
	Sp.Ntc.	Ending POH: \$ 7,678.71	Code §8200.
	Pers.Serv.	(\$1,604.99 cash plus personal property valued at	Note: The proposed
	Conf.	\$6,073.72)	order has been
	Screen	Conservator and Attorney both waive compensation.	interlineated to reflect
~	Letters	Conservator and Anomey both waive compensation.	that Petitioner will be
	Duties/Supp	<b>Petitioner states</b> the decedent died testate, survived	discharged as Conservator upon the
	Objections	by his wife Nona Shannon, among others. Nona is	filing of receipt signed
	Video	entitled to all remaining cash and personal property	by the distribute Nona
	Receipt	and has executed an affidavit pursuant to §13100.  Petitioner took possession of the vehicle to which	Shannon and Ex Parte
	CI Report	Nona is entitled, and requests confirmation of Nona's	Petition for Final
	9202	possession of said vehicle. The decedent's home was	Discharge and Order (Mandatory Judicial
~	Order	sold pursuant to Order Confirming Sale 4/11/16. Upon	Council Form GC-395).
	Aff. Posting	payment of the encumbrances, the conservatorship estate received no money from the sale.	Reviewed by: skc
	Status Rpt	·	<b>Reviewed on:</b> 9/27/16
	UCCJEA	Petitioner requests an order that:	<b>Updates:</b> 9/29/16 (LEG)
	Citation	<ol> <li>This account and report be approved and settled;</li> <li>The acts of the conservator shown in the account</li> </ol>	Recommendation:
	FTB Notice	and report be approved;	File 8- Shannon
		3. That the change in title to the conservatee's	
		automobile be approved and confirmed to Nona	
		Shannon;	
		4. That the remaining balance in the account of \$1,714.35 be distributed to Conservatee's wife, Ms.	
		Nona Shannon, as there are no other assets or	
		charges against the estate;	
		5. That possession of the Conservatee's furniture and	
		furnishings in the possession of the Conservatee's wife and in storage be approved and confirmed	
		to Ms. Shannon;	
		6. That the Conservator be discharged as	
		conservator of the person and estate; and	
		7. For such other and further orders as the Court may deem proper.	
<u>Ш</u>		исентрюрен.	0

## 9 Emma Shizuko Kawano (Estate)

Case No. 15CEPR00273

Petitioner/Administrator: Darlene Tomiko Kawano (pro per)

First and Final Report of the Personal Representative and Petition for Final Distribution on Waiver of Accounting and Waiver of Allowance of Statutory Commissions

DC	D: 10/12/07	<b>DARLENE TOMIKO KAWAN</b> Administrator, is petitione		NEEDS/PROBLEMS/COMMENTS:
		Accounting is waived.		There is no provision in the     Probate Code for court ordered     payments to the document.
Со	nt. from Aff.Sub.Wit.	I & A - POH -	\$335,000.00 \$347,658.98	payments to the document preparer. Payments to the document preparer must be
<b>√</b>	Verified Inventory	Administrator -	waives	outside of the probate proceedings.
<b>⋄</b>	PTC	Document preparer - (representing 1/3 of statu	<b>\$1,984.39</b> tory)	2. Order does not comply with Local Rule 7.6.1C. Monetary
<b>√</b>	Notice of	Closing reserve -	\$3,000.00	distributions must be stated in dollars and not a percentage of the estate.
<b>√</b>	Hrg W/	Distribution pursuant to inf	•	me estate.
	Aff.Pub.	succession is io.		
	Sp.Ntc.			
	Pers.Serv.	Darlene Kawano -	1/4	
	Conf. Screen	Marvin Kawano -	1/4	
1	<b>Letters</b> 6/8/15	David Kawano -	1/4	
	Duties/Supp	Inez Kawano -	1/4	
	Objections			
	Video			
	Receipt CI Report			
1	9202			
<b>√</b>	Order			
	Aff. Posting			Reviewed by: KT
	Status Rpt			Reviewed on: 9/26/16
	UCCJEA			Updates:
	Citation			Recommendation:
✓	FTB Notice			File 9- Kawano

## 10 Virgil Joseph Brandon (Estate)

Case No. 15CEPR00527

Petitioner Craig Joseph Brandon (Pro Per)

Petition for Final Distribution on Waiver of Accounting, for Reimbursement to Executor and Allowance of Administrator's Commissions

DOD: 4/1/2015			CRAIG JOSEPH BRANDON, son and		NE	NEEDS/PROBLEMS/COMMENTS:	
			Executor, is Petitioner.			CONTINUED TO 11 /15 /001 /	
			Accounting is waived.			CONTINUED TO 11/15/2016 Per Petitioner's request	
Со	nt. from		1 & A —	\$152,261.50?			
	Aff.Sub.Wit.		POH —	\$147,996.46	1.	9 1	
✓	Verified			(all cash)		service of notice to the following persons pursuant to Probate Code	
1	Inventory		Executor —	\$4,916.00		§1220(a)(1) and pursuant to § 11000 for settlement of the account:	
1	PTC		(less than statutory?)		•	Chris Brandon, son.	
1	Not.Cred.				2.	Final Inventory and Appraisal filed	
	Notice of	Χ	Executor Costs —	\$4,777.17?		12/25/2015 indicates that Steven	
	Hrg	, ,	(filing fees probate referee certified copies; real prope	•		Diebert appraised the property and collected the fee to which the referee is	
	Aff.Mail	Χ	including utilities, insurance	•		entitled, rather than Rick Smith, who is	
	Aff.Pub.		rental for Decedent; funer	al expenses;)		the designated Probate Referee for this	
	Sp.Ntc.					matter pursuant to Probate Code § 8902 and the Order for Probate filed	
	Pers.Serv.		Distribution pursuant to Dec	cedent's Will		7/1/2015. Court may require notice to	
	Conf.		is to:	cedem 3 Will		Rick Smith under Probate Code §	
<b>—</b>	Screen					8903(c)(5).	
	Letters 070215	)	CRAIG JOSEPH BRANDO	ON –	3.	3 1	
-	Duties/Supp	_	[\$66,912.88?] cash; • CHRIS VIRGIL BRANDON			Supplemental Inventory and Appraisal was filed showing a value of \$2,500.00.	
	Objections	_	• CHRIS VIRGIL BRANDON [\$66,912.88?] cash.	<b>v</b> –		However, Court records do not show a	
	Video Receipt		[400,712.00.] Gudin			supplemental inventory and appraisal	
	CI Report					was filed. Need supplemental inventory and appraisal to be filed with the Court.	
1	9202	7				~Please see additional page~	
	Order	Χ					
	Aff. Posting				Re	eviewed by: LEG	
	Status Rpt					viewed on: 9/26/16	
	UCCJEA				Up	odates: 9/28/16	
	Citation				Recommendation:		
<b>√</b>	FTB Notice				File	e 10- Brandon	
	-				•	10	

#### 10 Additional Page, Virgil Joseph Brandon (Estate) Case No. 15CEPR00527

#### NEEDS/PROBLEMS/COMMENTS, continued:

- 4. Statutory fee calculation in paragraph 19 of the *Petition* cannot be verified as correct due to the lack of Petitioner having filed a supplemental inventory and appraisal of property valued at \$2,500.00, as stated in the *Petition*.
- 5. Exhibit A, Expenses of Administrator includes the following request for reimbursement totaling \$735.24 for costs that are not allowed per Local Rule 7.17(B), or are allowed only in the Court's discretion:
- 4/7/2015 payment of \$54.24 for probate book;
- 5/17/2015 payment of **\$675.00** for paralegal assistance fees;
- 7/1/2015 payment of \$6.00 for parking.
- 6. Proposed distribution purports to deduct the sum of \$4,473.53 for additional expenses from the share of CHRIS VIRGIL BRANDON, son, without any indication that he has been served with notice of this hearing or served a copy of the Petition that seeks to offset his share of distribution from the Decedent's estate. Despite the Waiver of Accounting filed 8/22/2016 signed by Chris Brandon, Court may require consent to or a proof of acknowledgment of receipt of service of notice of the proposed distribution to CHRIS VIRGIL BRANDON, to demonstrate his agreement to the following offsets to be deducted from his share, as stated in the Petition:
- Deduction of \$2,532.26 for ½ of unpaid rent due to Craig Joseph Brandon for the months of December 2015 to May 2016;
- Deduction of \$1,851.20 for attorney's fees to evict Chris Virgil Brandon from the residence so it could be sold;
- Deduction of \$94.07 for cable box lost by Chris Virgil Brandon.
- 7. Need proposed order pursuant to Local Rule 7.6.1, containing a statement as to the balance of the estate on hand, specifically noting the amount of cash included in the balance, and the amounts to be distributed.

### 11A Amarrisa Kozorra, Krysta Kozorra (GUARD/P) Case No. 15CEPR00678

Petitioner Verduzco, Joaquin (Pro Per – Step-Father)

Attorney Lovegren-Tipton, Amy R. (for Sandra Kozorra – Objector -Maternal Grandmother)

Petition for Appointment of Guardianship of the Person

Amarrisa Age: 13	TEMPORARY EXPIRES 10/03/2016	NEEDS/PROBLEMS/COMMENTS:
Krysta Age: 11  Cont. from 091415,	JOAQUIN VERDUZCO, step-father, is petitioner.  Please see petition for details	Page 11B is consideration of the Stipulation and Proposed Order Regarding Visitation with Sandra Kozorra.
110215, 120715, 020116, 041816, 071816		Minute order of 07/18/2016: Examiner notes given.
Aff.Sub.Wit.  ✓ Verified  Inventory  PTC  Not.Cred.  ✓ Notice of Hrg  ✓ Aff.Mail W/  Aff.Pub.  Sp.Ntc.  Pers.Serv. ×  ✓ Conf. Screen		<ol> <li>Need proof of personal service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice for:         <ul> <li>Jason Ray Boulware (Father of Amarissa), if Court does not find due diligence per Declaration filed 4/14/2016.</li> </ul> </li> <li>Note: Attached to the Declaration of Due Diligence is a printout of a Facebook message sent to Jason Boulware stating the hearing date, time and department. It also asks for Mr. Boulware's parents' address to</li> </ol>
<ul> <li>✓ Letters</li> <li>✓ Duties/Supp</li> <li>Objections</li> <li>Video         Receipt</li> <li>✓ CI Report</li> <li>9202</li> <li>✓ Order</li> </ul>		<ul> <li>send notice.</li> <li>2. Need proof of service fifteen (15) days prior to the hearing of the Notice of Hearing along with a copy of the Petition for Appointment of Guardian or consent and waiver of notice or declaration of due diligence for: <ul> <li>Paternal Grandparents (of Amarissa) – Unknown if the Court does not find due diligence per Declaration</li> </ul> </li> </ul>
Aff. Posting Status Rpt  ✓ UCCJEA  Citation  FTB Notice		Reviewed by: LV Reviewed on: 09/27/2016 Updates: Recommendation: File 11A - Kozorra

## 11B Amarrisa Kozorra and Krysta Kozorra (GUARD/P) Case No. 15CEPR00678

Attorney Amy R. Lovegren-Tipton (for Objector Sandra Kozorra, maternal grandmother)
Petitioner Joaquin Verduzco (Pro Per Petitioner, step-father)

Stipulation and Proposed Order Regarding Visitation of Minor Children with Sandra Kozorra

	Wiiii Sailaia Rozolia	
Amarrisa Age: 13	JOAQUIN VERDUZCO, step-father, filed a Petition for	NEEDS/PROBLEMS/
Krysta Age: 11	Appointment of Guardian on 7/14/2015.	COMMENTS:
	Please see petition for details	Continued from
	<u>. 10 400 000 po</u>	07/18/2016
Cont. from 041816,		
071816		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of X		
Hrg		
√ Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf.		
Screen		
Letters		
Duties/Supp		
<b>Objections</b>		
Video		
Receipt		
CI Report		
9202		
√ Order		
Aff. Posting		<b>Reviewed by:</b> L∨
Status Rpt		Reviewed on:
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 11B- Kozorra

## 12 Osvaldo Eli Soto (GUARD/P)

Case No. 15CEPR00914

Attorney Perez, Victor M. (for Martha Soto and Javier Soto – Petitioners - Paternal Grandparents)

Petition for Appointment of Guardian of the Person

Age: 2    MARTHA SOTO and JAVIER SOTO, paternal grandparents, are petitioners.    Cont. from 071116, 082216	016: Krista sents that d'Alene, vorn to oath that
Cont. from 071116, 082216  Aff.Sub.Wit.  ✓ Verified  Inventory  PTC  Not.Cred.  ✓ Notice of Hrg  Grandparents, are petitioners.  Espinosa, mother, represe her father lives in Coeur Idaho. Martha Soto is swatestify and admits under Osvaldo Soto, father, has seeing the child despite order of 07/11/2016. The admonishes Martha and Soto with regard to violating to the minor for doing so future. The Court reiteral that there is to be no visit	ents that d'Alene, vorn to oath that
Cont. from 071116, 082216  Aff.Sub.Wit.  ✓ Verified  Inventory  PTC  Not.Cred.  Notice of Hrg  Please see petition for details  Please see petition for details  Idaho. Martha Soto is sw testify and admits under osvaldo Soto, father, has seeing the child despite order of 07/11/2016. The admonishes Martha and Court's order and possible of the minor for doing so future. The Court reiteral that there is to be no visit	orn to
O82216       Please see petition for details       testify and admits under Osvaldo Soto, father, has seeing the child despite order of 07/11/2016. The admonishes Martha and Soto with regard to violate Court's order and possible of the minor for doing so future. The Court reiteral that there is to be no visit.	oath that
Aff.Sub.Wit.  ✓ Verified  Inventory  PTC  Not.Cred.  ✓ Notice of Hrg  Aff.Sub.Wit.  Osvaldo Soto, father, has seeing the child despite order of 07/11/2016. The admonishes Martha and Court's order and possible of the minor for doing so future. The Court reiterate that there is to be no visit	
order of 07/11/2016. The admonishes Martha and Soto with regard to violate Court's order and possible of Hrg  order of 07/11/2016. The admonishes Martha and Soto with regard to violate Court's order and possible of the minor for doing so future. The Court reiterate that there is to be no visit	
Inventory   admonishes Martha and Soto with regard to violate     Not.Cred.   Volice of Hrg   Hrg     Inventory   admonishes Martha and Soto with regard to violate     Court's order and possible of the minor for doing so future. The Court reiterate     The Court reit	
Not.Cred.  Notice of Hrg  Notice of Hrg  Notice of Hrg	
✓ Notice of Hrg there is to be no visit	ting the
Hrg future. The Court reiteral	
Hrg there is to be no visit	
I that there is to be no visit	
✓ Aff.Mail W/ contact of any kind for C	
Aff.Pub. Soto, father.	
Sp.Ntc.	017 -1-1-
✓ Pers.Serv. W/  Minute Order of 07/11/2 in part: The Court orders	
Conf. with the father until he co	
Screen court. Also, the Court or	
Letters supervised visitation by g	
✓ Duties/Supp month for 2 hours from 1	1am to
Objections   1pm at McDonalds in Co	_
Video No one dilowed di Visiis mother's 5 year old daus	
Receipt Court issues a temporary	_
✓ CI Report guardianship to preserve	
9202 quo.	[]
✓ Order	
Aff. Posting Reviewed by: LV	
Status Rpt Reviewed on: 09/27/201	6
✓ UCCJEA Updates:	
Citation Recommendation:	
FTB Notice File 12- Soto	

Case No. 15CEPR01124

Junus B. Perry (Estate)
Kruthers, Heather H. (for Public Administrator)

Status Re: Public Administrator's Findings

DOD: 6/8/02		SPECIAL ADMINISTRATION EXPIRED 6/13/16 (not extended)	NEEDS/PROBLEMS/
		(nor extended)	COMMENTS:
		The FRESNO COUNTY PUBLIC ADMINISTRATOR	Note: On 8/18/16, the PA
H	1.6 0/303/	was appointed Special Administrator per Order 4/18/16.	submitted a Request for
Co	nt. from 061316	Older 4/10/10.	Dismissal of the entire action;
	Aff.Sub.Wit.	<b>History: JUNUS B. PERRY, JR.</b> , Son, filed a	however, dismissal could not be
	Verified	petition for Letters of Administration on	administratively entered due to
	Inventory	11/13/15. The petition estimated real	the PA's status as special administrator only.
	PTC	property valued at \$175,000.00.	daminishalor only.
	Not.Cred.	]	
	Notice of	After various hearings, and given the issues	
	Hrg	listed in the Examiner Notes, including but not limited to lack of publication and notice, the	
	Aff.Mail	Court denied Mr. Perry's petition and	
	Aff.Pub.	appointed the PA to determine whether	
	Sp.Ntc.	administration is necessary. Letters of Special	
	Pers.Serv.	Administration issued 4/18/16.	
	Conf.		
	Screen	Status Report filed 8/9/16 states it has been determined that the entire parcel is valued	
	Letters	at \$40-50,000, and the estate's interest only	
	Duties/Supp	approx. \$10,000. Most if not all would be	
	Objections	used for creditor's claims and mortgage.	
	Video	When this matter was first assigned to the PA,	
	Receipt	she intended to work with the other	
	CI Report	beneficiaries to sell the estate's interest to	
	9202	the co-owners; however, due to discord in the family, the PA has been unable to	
	Order	mediation a resolution. In addition, no	
	Aff. Posting	payments have been made on the property	Reviewed by: skc
	Status Rpt	for about a year. If that continues, the	Reviewed on: 9/26/16
	UCCJEA	property will be lost to foreclosure. The PA	Updates:
	Citation	acknowledges that the estate owns an	Recommendation:
	FTB Notice	interest in the property, but asserts that the	File 13- Perry
		asset is worthless due to it only being a partial interest in property that is likely upside-	
		down. If the Court agrees based on this	
		information, the PA requests the Court find	
		there is no benefit to the estate for the PA to	
		act as administrator and discharge the PA.	

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Kruthers, Heather H. (for Public Administrator)

#### Status RE: Report from the Public Administrator

DOD: 10/31/15		HISTORY: Kevin Earl Morris, Jr., grandson, filed a	NEEDS/PROBLEMS/COMMENTS:
		Petition for Probate of a will dated 1/22/90 on	A4:
		1/26/16.	Minute Order 8/29/16: Mr. Morris is to serve Heather
		Dale Boust, named executor of a will dated	Kruthers with all the
Cont. from 0725	516,	10/21/15, filed an objection that stated there	documents that he has filed
082916		are insufficient assets to require a probate and	by 9/12/16.
Aff.Sub.Wit.		made allegations regarding the petitioner.	
Verified			Note: Declaration of Kevin Earl
Inventory		On 5/16/16, the Court denied the Petition and	Morris filed 9/27/16 contains a
PTC		appointed the Public Administrator to review the estate, and set this status hearing re report	copy of a certified mail receipt indicating mailing to
Not.Cred.		from Public Administrator.	Ms. Kruthers on 9/3/16.
Notice of			7. N. S. K. S. M. S.
Hrg		Status Report filed 7/22/16 states the PA asserts	Examiner's Note: Letters of
Aff.Mail		there is no need for a probate of the estate.	Special Administration were
Aff.Pub.		According to a declaration filed by Dale	requested from the PA rather
Sp.Ntc.		Boust, a longtime friend of the decedent and named executor in the decedent's will, a	than full appointment
Pers.Serv.		bank account with an approx. balance of	because the original petition for probate had not been
Conf.		\$85,000 had a "pay on death" provision	published; therefore
Screen		naming Wayne Morris as beneficiary. That	jurisdiction has not been
Letters		amount was collected via affidavit. See report	established for this matter. It
Duties/Supp	р	re status of vehicle and personal property	does not appear Letters haven
Objections		believed to be in possession of Kevin Morris, Jr.	been submitted for issuance.
Video		Mr. Boust stated he has a small bank account established for the estate with about \$1,500.00,	
Receipt		from which he has been paying final debts,	
CI Report		and will distribute the remainder to Wayne	
9202		Morris, beneficiary of the original bank	
Order		account. With the distribution of the payable	
Aff. Posting		on death account to the decedent's brother,	Reviewed by: skc
Status Rpt		there are an insignificant amount of estate	Reviewed on: 9/26/16
UCCJEA		assets to continue a court probate. The named executor has taken actions consistent	<b>Updates:</b> 9/27/16
Citation		with the will to settle the decedent's final	Recommendation:
FTB Notice		affairs. Any action to recover the 10 year old	File 14- Morris
		care and personal property from Kevin Morris,	
		Jr., should be pursued by the decedent's	
		brother and daughter, who according to the	
		will are 1/3 beneficiaries. The PA asserts that there is no estate to probate and requests this	
		matter be closed and that she be discharged	
		as administrator.	
<u> </u>			

### Probate Status Hearing Re: Filing Inventory and Appraisal

	Trobate states freating ke. filling lifter	
		NEEDS/PROBLEMS/COMMENTS:
		OFF CALENDAR. Inventory and
		Appraisal filed on 6/7/16.
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of		
Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf.		
Screen		
Letters		
Duties/Supp		
Objections		
Video		
Receipt		
CI Report		
9202		
Order		
Aff. Posting		Reviewed by: KT
Status Rpt		Reviewed on: 9/26/16
UCCJEA		Updates:
Citation		Recommendation:
FTB Notice		File 15- Gonzalez

## 16 Clark Melvin, Seth Melvin (GUARD/P)

Case No. 16CEPR00589

Petitioner Jordan, Paulette (Pro Per – Maternal Grandmother)

Petition for Appointment of Guardian of the Person

Clo	ark Age: 6	NO TEMPORARY REQUESTED	NEEDS/PROBLEMS/COMMENTS:
Set	h Age: 6	<b>PAULTETTE JORDAN,</b> maternal grandmother, is petitioner.	Note: Paternal Grandmother, Marsha Melvin, filed a competing petition on 08/02/2016. Hearing was set for
Со	nt. from 080416	Please see petition for details	10/03/2016 however a Request for
<u> </u>	Verified		Dismissal was entered 08/30/2016.
✓			Minute Order of 08/04/2016: Krista Melvin,
-	Inventory		Paul Melvin, and Marsha Melvin each
<b>—</b>	PTC		represent that they were noticed 30 days
-	Not.Cred.		ago. Petitioner must properly Notice David Melvin, paternal grandfather, and Michael
	Notice of X		Reynolds, maternal grandfather. The Court
<b> </b>	Hrg		orders that the minors shall not leave the
-	Aff.Mail X		County of Fresno or the state of CA for any
-	Aff.Pub.		reason. Matter is continued to meet-up
<b> </b>	Sp.Ntc.		with the competing petition.
-	Pers.Serv. X		1. A proof of service was filed 08/04/2016,
✓	Conf. Screen		indicating the paternal grandfather,
F	Letters		David Melvin was personally served on
✓	reliels		06/28/2016. The proof of service
✓	Duties/Supp		indicates that a Notice of Hearing- Guardianship or Conservatorship was
	Objections		served however it does not indicate
	Video		that the actual Petition for
	Receipt		Guardianship was served. Need the
✓	CI Report		Notice of Hearing along with a copy of the Petition served on the paternal
	9202		grandfather.
<b>✓</b>	Order		
	Aff. Posting		Reviewed by: LV
	Status Rpt		<b>Reviewed on:</b> 09/27/2016
1	UCCJEA		Updates:
	Citation		Recommendation:
	FTB Notice		File 16- Melvin
			1/

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# 17 Re: The Marlene G. Bissell Family Trust (Trust B) Case No. 16CEPR00740 Attorney Owdom, Bruce A. (for Successor Trustee William Bradley Bissell)

## Petition for Order Confirming Successor Trustee and Trust Assets

	rlene Bissell	WILLIAM BRADLEY BISSELL, Successor Trustee, is Petitioner.	NEEDS/PROBLEMS/
DOD: 10/2/04		Pelilloner.	COMMENTS:
	ylaird Bissell D: 12/10/14	Petitioner states Trustors Gaylaird and Marlene Bissell created the Gaylaird K. Bissell and Marlene	Note: Page 18 is the related matter (Re: The Gaylaird K.
		G. Bissell Family Trust on 5/31/04. Gaylaird was	Bissell Family Trust (Trust A),
Co	nt. from 082916	appointed as sole trustee and Petitioner was named as successor trustee. At all times herein,	Case No. 16CEPR00741.
	Aff.Sub.Wit.	Marlene was represented by Gaylaird, her	
~	Verified	husband and attorney-in-fact under Durable	SEE ADDITIONAL PAGES
	Inventory	Power of Attorney dated 9/17/02.	<u> </u>
	PTC	The trust at Schedule A provides that the trustee	
	Not.Cred.	has been or will be designated as owner of all	
~	Notice of	real and personal property, and the trustors	
	Hrg	concurrently executed assignments assigning	
<b>&gt;</b>	Aff.Mail W	and transferring all right title and interest in and	
	Aff.Pub.	to their real and personal property. In addition,	
	Sp.Ntc.	Gaylaird executed a pour-over will. Petitioner states the trust was later amended as to	
	Pers.Serv.	distribution; however, the distributive provisions	
	Conf.	are not at issue in this petition.	
	Screen		
	Letters	Upon Marlene's death on 10/2/04, the trust	
	Duties/Supp	estate was divided into two subtrusts: The	
	Objections	Gaylaird K. Bissell Family Trust (Trust A) and the Marlene G. Bissell Family Trust (Trust B). Gaylaird	
	Video	remained the sole trustee of both trusts until	
	Receipt	5/21/07, when he appointed Petitioner to serve	
	CI Report	with him as co-trustee. Gaylaird resigned as co-	
	9202	trustee on 2/5/09 and relinquished all duties to	
~	Order	Petitioner as sole successor trustee.	
	Aff. Posting	Contemporaneously with the creation of the	Reviewed by: skc
	Status Rpt	family trust, the trustors executed a grant deed	<b>Reviewed on:</b> 9/26/16
	UCCJEA	recorded 6/3/04 conveying certain residential	Updates:
	Citation	real property to the trustee. (See petition for	Recommendation:
	FTB Notice	legal description and APN. See Exhibit K for	File 17- Bissell
		common address.)	
		SEE ADDITIONAL PAGES	

### 17 Re: The Marlene G. Bissell Family Trust (Trust B) Case No. 16CEPR00740

**Page 2 –** In 2010, Petitioner as successor trustee conveyed the subject property pursuant to the terms of the trust in equal undivided 50% interests to Trust A and Trust B.

Petitioner states in 2012, the Trustor applied to refinance the subject property, and the lender approved the Trustor's loan application on the condition that the Trustor hold title to the subject property in his individual capacity until the refinancing transaction was completed.

On or about 12/5/12, Petitioner as trustee granted the subject property to Gaylaird K. Bissell individually in compliance with the requirements of the refinancing lender, and the loan was approved. As part of the refinance escrow, a grant deed was prepared to accomplish reconveyance to the trust from the trustor, in his individual capacity, as intended by the trustors (unexecuted copy attached). Petitioner states he executed the Grant Deed as requested by the escrow holder; however, for reasons unknown, the escrow holder failed to effectuate recordation of any grant deed of reconveyance. (Petitioner states in retrospect, the reconveyance Grant Deed incorrectly identified Petitioner as the grantor rather than Gaylaird Bissell.)

As a result, at the time of his death in 2014, the subject property was held by Gaylaird K. Bissell in his individual capacity rather than in the trusts, as intended.

Petitioner is informed and believes that the trustor, through the error and omission of the refinancing escrow holder, did not complete the final step of trustor's refinancing plan by failing to reconvey the subject property to the trusts upon completion of the refinancing. Petitioner believes it was at all times the trustor's intent to maintain in place the estate plan and to distribute the family's estate through the trusts, and the trustor had no intent to alter the trusts or estate plan.

Petitioner states venue is proper in Fresno County as the real property, the principal place of administration, and Petitioner's attorneys are located in Fresno County, CA.

#### Petitioner prays for an order that:

- 1. The Marlene G. Bissell Family Trust (Trust B) under declaration of living trust dated 5/31/04 is valid;
- 2. The real property described herein is an asset of the Marlene G. Bissell Family Trust as to an undivided 50% interest, and subject to the management and control of William Bradley Bissell as sole successor trustee;
- 3. Successor Trustee William Bradley Bissell is empowered and authorized to engage in any conduct necessary to include the subject property in Trust B and to sell, grant, convey or transfer such property; and
- 4. For such other orders as the Court may deem proper.

**Update:** Prior Examiner Notes requested clarification regarding the refinance, as no documents appear to have been executed by Gaylaird Bissell himself, as well as a copy of the DPOA authorizing creation of a trust on Marlene's behalf. **Petitioner's Declaration filed 9/23/16 provides a copy of the DPOA and states** his father requested his assistance with administration of the trusts as serve with him as co-trustee, and by 2009 had decided to relinquish his duties as trustee to concentrate on preserving his health. in 2012, in consultation with his father and with his agreement, they investigated lending markets and determined that a lower interest rate could be obtained on the home, which would reduce the monthly payment on the loan balance, and decided to pursue refinancing, which led to the property being held by his father individually. See attached documents signed by Gaylaird Bissell as borrower.

# 18 Re: The Gaylaird K. Bissell Family Trust (Trust A) Case No. 16CEPR00741 Attorney Owdom, Bruce A. (for Successor Trustee William Bradley Bissell)

#### Petition for Order Confirming Successor Trustee and Trust Assets

Ma	rlene Bissell	WILLIAM BRADLEY BISSELL, Successor Trustee, is	NEEDS/PROBLEMS/COMMENTS:
	D: 10/2/04	Petitioner.	
1 1	ylaird Bissell D: 12/10/14	Petitioner states Trustors Gaylaird and Marlene Bissell created the Gaylaird K. Bissell	Note: Page 17 is the related matter (Re: The Marlene G. Bissell Family Trust (Trust B),
		and Marlene G. Bissell Family Trust on 5/31/04.	Case No. 16CEPR00740.
		Gaylaird was appointed as sole trustee and	
Со	nt. from 082916	Petitioner was named as successor trustee. At	
	Aff.Sub.Wit.	all times herein, Marlene was represented by	SEE ADDITIONAL PAGES
~	Verified	Gaylaird, her husband and attorney-in-fact	
	Inventory	under Durable Power of Attorney dated 9/17/02.	
	PTC	7/1//02.	
	Not.Cred.	The trust at Schedule A provides that the	
~	Notice of	trustee has been or will be designated as	
	Hrg	owner of all real and personal property, and	
~	Aff.Mail W	the trustors concurrently executed	
	Aff.Pub.	assignments assigning and transferring all	
	Sp.Ntc.	right title and interest in and to their real and personal property. In addition, Gaylaird	
	Pers.Serv.	executed a pour-over will. Petitioner states	
	Conf.	the trust was later amended as to distribution;	
	Screen	however, the distributive provisions are not at	
	Letters	issue in this petition.	
	Duties/Supp		
	Objections	Upon Marlene's death on 10/2/04, the trust estate was divided into two subtrusts: The	
	Video	Gaylaird K. Bissell Family Trust (Trust A) and the	
	Receipt	Marlene G. Bissell Family Trust (Trust B).	
	CI Report	Gaylaird remained the sole trustee of both	
	9202	trusts until 5/21/07, when he appointed	
~	Order	Petitioner to serve with him as co-trustee.	
	Aff. Posting	Gaylaird resigned as co-trustee on 2/5/09 and relinquished all duties to Petitioner as sole	Reviewed by: skc
	Status Rpt	successor trustee.	<b>Reviewed on:</b> 9/26/16
	UCCJEA		Updates:
	Citation	Contemporaneously with the creation of the	Recommendation:
	FTB Notice	family trust, the trustors executed a grant deed recorded 6/3/04 conveying certain residential real property to the trustee. (See petition for legal description and APN. See Exhibit K for common address.)  SEE ADDITIONAL PAGES	File 18- Bissel
<u> </u>		JEE ADDITIONAL FAGES	

#### 18 Re: The Gaylaird K. Bissell Family Trust (Trust A) Case No. 16CEPR00741

**Page 2 –** In 2010, Petitioner as successor trustee conveyed the subject property pursuant to the terms of the trust in equal undivided 50% interests to Trust A and Trust B.

Petitioner states in 2012, the Trustor applied to refinance the subject property, and the lender approved the Trustor's loan application on the condition that the Trustor hold title to the subject property in his individual capacity until the refinancing transaction was completed.

On or about 12/5/12, Petitioner as trustee granted the subject property to Gaylaird K. Bissell individually in compliance with the requirements of the refinancing lender, and the loan was approved. As part of the refinance escrow, a grant deed was prepared to accomplish reconveyance to the trust from the trustor, in his individual capacity, as intended by the trustors (unexecuted copy attached). Petitioner states he executed the Grant Deed as requested by the escrow holder; however, for reasons unknown, the escrow holder failed to effectuate recordation of any grant deed of reconveyance. (Petitioner states in retrospect, the reconveyance Grant Deed incorrectly identified Petitioner as the grantor rather than Gaylaird Bissell.)

As a result, at the time of his death in 2014, the subject property was held by Gaylaird K. Bissell in his individual capacity rather than in the trusts, as intended.

Petitioner is informed and believes that the trustor, through the error and omission of the refinancing escrow holder, did not complete the final step of trustor's refinancing plan by failing to reconvey the subject property to the trusts upon completion of the refinancing. Petitioner believes it was at all times the trustor's intent to maintain in place the estate plan and to distribute the family's estate through the trusts, and the trustor had no intent to alter the trusts or estate plan.

Petitioner states venue is proper in Fresno County as the real property, the principal place of administration, and Petitioner's attorneys are located in Fresno County, CA.

#### Petitioner prays for an order that:

- 1. The Gaylaird K. Bissell Family Trust (Trust A) under declaration of living trust dated 5/31/04 is valid;
- 2. The real property described herein is an asset of the Gaylaird K. Bissell Family Trust as to an undivided 50% interest, and subject to the management and control of William Bradley Bissell as sole successor trustee;
- 3. Successor Trustee William Bradley Bissell is empowered and authorized to engage in any conduct necessary to include the subject property in Trust A and to sell, grant, convey or transfer such property; and
- 4. For such other orders as the Court may deem proper.

**Update:** Prior Examiner Notes requested clarification regarding the refinance, as no documents appear to have been executed by Gaylaird Bissell himself. **Petitioner's Declaration filed 9/23/16 states** his father requested his assistance with administration of the trusts as serve with him as co-trustee, and by 2009 had decided to relinquish his duties as trustee to concentrate on preserving his health. in 2012, in consultation with his father and with his agreement, they investigated lending markets and determined that a lower interest rate could be obtained on the home, which would reduce the monthly payment on the loan balance, and decided to pursue refinancing, which led to the property being held by his father individually. See attached documents signed by Gaylaird Bissell as borrower.

## 19 Angela Cabrera (GUARD/P)

Petitioner: Alicia Marie Cabrera (pro per)

## Petition for Appointment of Guardian of the Person

Case No. 16CEPR00802

			THERE IS NO TEMPORARY. No temporary	NEEDS/PROBLEMS/COMMENTS:
			was requested.	
			<b>ALICIA CABRERA</b> , paternal aunt, is petitioner.	
Со	nt. from		pellioner.	
	Aff.Sub.Wit.		Please see petition for details.	
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
1	Notice of Hrg			
✓	Aff.Mail	W/		
	Aff.Pub.			
	Sp.Ntc.			
1	Pers.Serv.	W/		
1	Conf.			
	Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video			
	Receipt			
	CI Report			
	9202			
<b>√</b>	Order			
	Aff. Posting			Reviewed by: KT
	Status Rpt			Reviewed on: 9/26/16
✓	UCCJEA			Updates:
	Citation			Recommendation:
	FTB Notice			File 19- Cabrera

# 20 Leslie and Jane Thonesen Revised and Restated Revocable Trust Case No. 16CEPR00860

Attorney Jared R. Callister (for Petitioner Leslie Thonesen, Trustee)

Petition for Order Approving Modification and Termination of Trust under Probate Code Section 15409

Jane DOD: 5/22/2011		LESLIE THONESEN, Trustee, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	t. from Aff.Sub.Wit. Verified Inventory PTC Not.Cred. Notice of Hrg Aff.Mail W/ Aff.Pub.	Petitioner states:  On 1/12/2000, Petitioner and his wife, JANE THONESEN executed a trust declaration creating the LESLIE THONESEN AND JANE THONESEN REVOCABLE TRUST, which was later revised and restated in its entirety on 2/14/2011, by trust agreement called the LESLIE AND JANE THONESEN REVISED AND RESTATED REVOCABLE TRUST (copy attached as Exhibit "A");  As was customary for estate plans at that time, the Trust provided that at the first settlor's death, the trust assets would be	<ol> <li>Pursuant to Probate         Code § 15404(a), need         written consent from the         following persons         identified as beneficiaries         in the Petition:         Dean Thonesen, son;         Joan Taff, daughter;         Neil Thonesen, grandson;         Derek Thonesen,         grandson;         Michelle Alo,         granddaughter.</li> <li>Note: Supplement to Petition</li> </ol>
	Sp.Ntc. Pers.Serv. Conf. Screen Letters Duties/Supp Objections Video Receipt CI Report 9202 Order	<ul> <li>arrangement was typically used as a means of minimizing estate taxes and to ensure that each spouse's estate tax exemption was fully utilized;</li> <li>As set forth in the Declaration of Leslie Thonesen (attached as Exhibit "B"), in the absence of tax considerations, Petitioner and Mrs. Thonesen would have simply preferred that their assets pass outright to the surviving spouse, but based on the advice of counsel and in an effort to minimize taxes, Petitioner and Mrs. Thonesen signed the Trust that included an A/B trust</li> </ul>	for Order Approving Modification and Termination of Trust under Probate Code § 15409 was filed 9/28/2016. Please see additional page for summary.
	Aff. Posting Status Rpt UCCJEA Citation FTB Notice	<ul> <li>arrangement;</li> <li>As a result of Jane Thonesen's death, ½ of the trust estate was allocated to Sub-Trust known as the SURVIVOR'S TRUST and the other ½ of the trust estate was allocated to BYPASS TRUST (copy of Trust Asset Allocation Agreement attached as Exhibit C);</li> <li>The current large estate tax exemption and portability rules make the existence of the Bypass Trust a non-necessity in order to avoid estate taxes;</li> <li>~Please see additional page~</li> </ul>	Reviewed by: LEG Reviewed on: 9/26/16 Updates: 9/30/16 Recommendation: File 20- Thonesen

#### Petitioner states, continued:

- Petitioner is informed and believes that many of the assets allocated to the BYPASS TRUST have greatly appreciated so that if the BYPASS TRUST is not terminated, these assets will not benefit from the tax basis-step up rules at the time of Petitioner's death—leading to increased income taxes. Petitioner believes that the termination of the BYPASS TRUST could save ~\$500,000.00 in income taxes. Because of this unanticipated change in tax laws, Petitioner desires to modify and terminate the BYPASS TRUST so that all the Bypass Trust is terminated and assets are transferred to the SURVIVOR'S TRUST:
- It is clear that Petitioner and Mrs. Thonesen included the A/B sub-trust provisions in their Family Trust in order to minimize taxes (in particular estate taxes), which was a commonly used and recommended estate planning technique. In 2011 when the Petitioner and Mrs. Thonesen executed the Family Trust, they simply could not have anticipated the convoluted whirlwind of estate tax law changes that were on the horizon and that occurred from 2011 through 2013. At the time the Thonesens executed the Family Trust, they could not have reasonably anticipated that Congress would have continued to extend a relatively high exemption amount and make portability a permanent component of the law;
- These drastic changes in the law that occurred after execution of the Family Trust were
  reasonably not anticipated by the settlors and as a result, Will cause the trust to no longer meet
  the settlors' intended purposes of establishing the Family Trust in the first place. Simply put,
  requiring the continuance of the Bypass Trust will thwart the settlors' intended purposes of the
  Family Trust;
- It is important to note that the original purpose of mandating the creation and the funding of the Bypass Trust was to reduce taxes; with the increase in federal estate tax exemption, this BYPASS TRUST is no longer necessary to meet this purpose; if the BYPASS TRUST is not allowed to be terminated, Petitioner and the Trust beneficiaries will be in a worse-off position with respect to income taxes because at Petitioner's death the assets in the BYPASS TRUST will not receive any step-up in tax basis under IRC § 1014; thus under Probate Code § 15409 the Court is justified in modifying and terminating the BYPASS TRUST to allow all BYPASS TRUST assets to pass to the SURVIVOR'S TRUST;
- The Court is authorized to allow the requested modification and termination of the BYPASS TRUST
  based on its broad equitable powers and under California common law, as the unique and
  repeated changes to the estate tax laws during the period in question constituted peculiar or
  exceptional circumstance that would allow such modification and termination.

Petitioner prays for an Order approving the modification and termination of the BYPASS TRUST, so that the BYPASS TRUST be terminated and all assets of the BYPASS TRUST pass and transfer to the SURVIVOR'S TRUST.

~Please see additional page~

## 20 Second Additional Page, Leslie and Jane Thonesen Revised and Restated Revocable Trust Case No. 16CEPR00860

Supplement to Petition for Order Approving Modification and Termination of Trust under Probate Code § 15409 was filed 9/28/2016 states:

- The Examiner's Notes relating to the Petition were posted online on or around September 27, 2016, and indicated that pursuant to Probate Code §15404(a),' written consents were needed from all of the Trust's beneficiaries:
- This Supplement is being filed in order to emphasize and clarify that the Petition was filed under §15409, which section does not require the filing of beneficiary consents.

Proof of Service by Mail of the Supplement to Petition for Order Approving Modification and Termination of Trust under Probate Code Section 15409 shows a copy of the Supplement was mailed to all interested parties on 9/28/2016.

Attorney: Peter A. Sherwood (for Petitioner Lewis R. Nelson)

# Petition for Probate of Will and for Letters Testamentary: Authorization to Administer Under the IAEA

DC	D: 7/22/16		<b>LEWIS R. NELSON</b> , brother/named executor, is petitioner.	NEEDS/PROBLEMS/COMMENTS:
			All heirs waive bond.	
Co ✓	Proof of holographic Inst.		Full IAEA – o.k. Holographic Will dated: 8/20/1988	<b>Note:</b> If the petition is granted, status
<i>y</i>	Verified Inventory PTC Not.Cred. Notice of Hrg Aff.Mail	W/	Residence: Fresno Publication: Fresno Business Journal  Estimated value of the estate: Personal property - \$120,000.00 Real property - \$60,000.00 Total - \$180,000.00	<ul> <li>Wednesday, March 8, 2017 at 9:00 a.m. in Department 303, for the filing of the inventory and appraisal.</li> <li>Wednesday, December 13, 2017</li> </ul>
✓ ✓	Aff.Pub.  Sp.Ntc. Pers.Serv.  Conf. Screen Letters		Probate Referee: Rick Smith	at 9:00 a.m. in Department 303, for the filing of the first account or petition for final distribution.  Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior the date set the status hearing will come off calendar and no appearance will be required.
✓ 	Duties/Supp Objections Video Receipt CI Report 9202			Tio appearance will be required.
<b>✓</b>	Order  Aff. Posting Status Rpt UCCJEA Citation FTB Notice			Reviewed by: KT Reviewed on: 9/27/16 Updates: Recommendation: SUBMITTED File 21- Nelson

## 22 Frances Lopez Prendez (CONS/PE)

Case No. 16CEPR00866

Petitioner Tony Prendez (Pro Per, son)

Attorney Nancy J. LeVan (Court-appointed for proposed Conservatee)

### Petition for Appointment of Probate Conservator of the Person and Estate

		NO TEMPORARY REQUESTED	NEEDS/PROBLEMS/COMMENTS:
		TONY PRENDEZ, son, is Petitioner and	CONTINUED TO 10/26/2016 Per Petitioner's request
Cont. from			
Aff.Sub.Wit			
Verified			
Inventory			
PTC			
Not.Cred.			
Notice of			
Hrg			
Aff.Mail			
Aff.Pub.			
Sp.Ntc.			
Pers.Serv.			
✓ Conf.			
Screen			
Letters			
✓ Duties/Sup	р		
Objections	3		
Video			
Receipt			
CI Report			
9202			
Order			
Aff. Posting			Reviewed by: LEG
Status Rpt			<b>Reviewed on:</b> 9/27/16
UCCJEA			Updates:
Citation			Recommendation:
FTB Notice			File 22- Prendez

## 23 Paula M. Guzman (Estate)

Case No. 16CEPR00870

Attorney Baldwin, Kenneth A (for Lisa M. Guzman – Petitioner – Daughter)

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under the IAEA

DOD: 07/20/2016		l	LISA M. GUZMAN, daughter/named	NEEDS/PROBLEMS/COMMENTS:
			executor without bond, is petitioner.	
			Full IAEA – o.k.	Note: If the petition is granted status hearings will be set as follows:
Со	nt. from		Will dated: 07/12/2016	•Monday, 03/06/2017 at
	Aff.Sub.Wit.	s/p		9:00a.m. in Dept. 303 for the filing
1	Verified		Residence: Fresno	of the inventory and appraisal
	Inventory		Publication: The Business Journal	<u>and</u>
	PTC		Estimated value of the Estate:	• Monday, 12/04/2017 at
	Not.Cred.		Personal property - \$350,500.00	9:00a.m. in Dept. 303 for the filing
1	Notice of			of the first account and final
Ĺ	Hrg		Probate Referee: Steven Diebert	distribution.
✓	Aff.Mail	w/		Pursuant to Local Rule 7.5 if the required documents are filed 10 days prior to the
✓	Aff.Pub.			hearings on the matter the status hearing
	Sp.Ntc.			will come off calendar and no
	Pers.Serv.			appearance will be required.
	Conf.			
	Screen			
<b>√</b>	Letters			
✓	Duties/Supp			
	Objections			
	Video			
	Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			Reviewed by: LV
<u> </u>	Status Rpt	<u> </u>		Reviewed on: 09/27/2016
	UCCJEA			Updates:
-	Citation	<u> </u>		Recommendation: Submitted
	FTB Notice			File 23- Guzman
				23

#### Sheldon Wayne Ferguson (Estate) 24

Case No. 16CEPR00873

Attorney French, G Dana (for Brian Ferguson – Petitioner – Son)

Petition for Letters of Administration Authorization to Administer under IAEA

DOD: 05/31/2016				MS/COMMENTS:
			requests appointment as Administrator without bond.	
			will look borid.	
Cont. from				ition is granted status
Co	Aff.Sub.Wit.		Full IAEA – o.k.	e set as follows:
	Verified			ay, 03/06/2017 at
✓			2 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	<b>n. in Dept. 303</b> for the
	Inventory		<b>■</b>	the inventory and
	PTC Not.Cred.		Residence: Fresno apprais  Publication: The Business Journal	ana ana
	Notice of		• Mond	lay, 12/04/2017 at
✓	Hrg		Estimated value of the Estate.	n. in Dept. 303 for the
1	Aff.Mail	w/	Ψ200/000.00	the first account and tribution.
1	Aff.Pub.		Total - \$10,000,00	
			ale augus entre aug	cal Rule 7.5 if the required e filed 10 days prior to the
	Sp.Ntc. Pers.Serv.		THOOGIC REICICE, NICKSHIIIH	the matter the status
	Conf.			me off calendar and no
	Screen		("Purported Will"), filed with the Court on appearance w	vill be required.
1	Letters		= 07/21/2016. The purported will, with blanks to	
1	Duties/Supp		be filled in to identify the decedent, the decedent's spouse, and the decedent's	
			nominated executors. The blanks were filled	
	Objections Video		in and the Purported Will was signed by the	
	Receipt		decedent, but the blanks for witnesses were	
	CI Report		not completed and the Purported Will was	
	9202		not witnessed.	
✓	Order		The typed portions of the Purported Will leave	
	Aff. Posting		the decedent's estate to the decedent's spouse, if living, or if not, to the decedent's Reviewed by: L	
	Status Rpt		children. The Purported Will names the	09/27/2016
	UCCJEA		decedent's wife's parents, Jerry Dve and Updates:	
	Citation		Donna Dye, as Executors.	tion: Submitted
	FTB Notice		The decedent's wife died on 12/25/2010. The	on
			decedent is survived by his three children.	
			Please see additional page	
			i icase see dadiiioridi page	24

### 24 Sheldon Wayne Ferguson (Estate)

Case No. 16CEPR00873

California Probate Code §6610(c) states that a will must be witnessed unless the proponent of the will establishes by clear and convincing evidence that, at the time the testator signed the will, the testator intended the will to constitute the testator's will.

At this time, there is no proponent of the Purported Will presenting evidence that, at the time the testator signed the will, the testator indented the will to constitute the testator's will.

The decedent's intestate estate will be distributed in the same manner, to the decedent's three surviving children, as it would have been distributed had the Purported Will been established as the decedent's will.

The Purported Will named Jerry Dye and Donna Dye as the decedent's executors. But Jerry Dye and Donna Dye have declined to act as executors.

The petitioner is petitioning to be appointed administrator of the decedent's intestate estate.

## 25 Melinda Turner-Hope (Spousal)

Petitioner: Edgar Ripley III (pro per)

## Spousal or Domestic Partner Property Petition

DOD: 9/19/15			EDGAR LANE RIPLEY III, surviving	NEEDS/PROBLEMS/COMMENTS:
= = = = = = = = = = = = = = = = = = = =			spouse, is petitioner.	
				Need Amended petition based on
				but not limited to the following:
Co	nt. from			Fee waiver was denied on
	Aff.Sub.Wit.			8/22/16. Therefore the \$435.00
1	Verified			filing fee is due.
	Inventory			Petition does not allege any facts for the court to determine that
	PTC			the property is community
	Not.Cred.			property and should pass/be
✓	Notice of Hrg			conformed to petitioner.  3. #4c of the petition was not
✓	Aff.Mail	W/		answered re testate/intestate 4. #5a(2) of the petition is not
	Aff.Pub.			answered re: issue of a
	Sp.Ntc.			predeceased child.
	Pers.Serv.			5. #5b of the petition was not answered re: survived by
	Conf.			stepchild/foster child.
	Screen			6. Need attachment 7a and 7b
	Letters			providing the legal description of
	Duties/Supp			the real property (the APN alone
	Objections			is not enough). 7. #9 of the petition does not
	Video			include the relationship to the
	Receipt			decedent of the parties listed.
-	CI Report			8. Proposed Order is incomplete
	9202 Order			
✓				
<u> </u>	Aff. Posting			Reviewed by: KT
_	Status Rpt			Reviewed on: 9/27/16
<u> </u>	UCCJEA			Updates:
	Citation			Recommendation:
	FTB Notice			File 25- Turner-Hope

25

Case No. 16CEPR00875

## 26 Dominic Shea (GUARD/P)

Petitioner: Catalina Victoria Shea (Pro per – Paternal aunt)

### Case No. 16CEPR00977

#### Petition for Appointment of Temporary Guardian of the Person

	TEMPORARY EXPIRES 10/3/2016	NEEDS/PROBLEMS/COMMENTS:
	GENERAL HEARING 11/17/2016	
		Please see related page 4.
	CATALINA VICTORIA SHEA, paternal aunt, is petitioner.	Petitioner is also filing for guardianship
Cont. from	dom, is permoner.	for half-sibling, Isaac Earl Shea, in
Aff.Sub.Wit.		Case no. 11CEPR01127.
✓ Verified		
Inventory	Please see petition for details.	The proof of personal service of
PTC		Notice of Hearing on Vanessa
Not.Cred.		Salazar (mother) was served with
✓ Notice of		only four court days' notice versus
Hrg	<u> </u>	five, as required per Probate
Aff.Mail		Code §2250.
Aff.Pub.	_	
Sp.Ntc.		
✓ Pers.Serv.	v/	
✓ Conf.		
Screen		
✓ Letters		
✓ Duties/Supp		
Objections		
Video		
Receipt		
CI Report		
9202	_	
Order	_	<b>D</b> 11 055
Aff. Posting	<del>_</del>	Reviewed by: SEF
Status Rpt  J UCCJEA	<del>- </del>	Reviewed on: 9/29/2016  Updates: 9/30/2016
•		•
Citation	_	Recommendation:
FTB Notice		File 26- Shea

# 27A Brendan Yang, Jennie Yang, Jackson Yang (GUARD/P) Case No. 16CEPR00572 Attorney: Jamie K Xiong-Vang (for Ge Her - Maternal grandmother)

Petition for Appointment of Guardian of the Person (Petitioner Ge Her)

			Petition for Appointment of Guardian of th	
			TEMPORARY EXPIRES 10/3/2016	NEEDS/PROBLEMS/COMMENTS:
			Surapol Vue (competing petitioner) was	
			appointed temporary guardian on 8/8/2016	
				Continued from 9/29/2016.
C	ont. from 080216,			Counsel represents Surapol Vue
	0816, 092916		Please see petition for details.	(temporary guardian) stated he will
	Aff.Sub.Wit.			be moving out of state permanently on Sunday and no
	Verified			longer wishes to have guardianship
				of the minors. Counsel further
	Inventory			represents that Mr. Vue asked
	PTC			Ge Her (petitioner) to pick minors
	Not.Cred.			up by 5:00 pm today [9/29/2016].
<b>√</b>	Notice of Hrg			The Court orders the Court
✓	Aff.Mail	w/		Investigator to contact Mr. Vue and confirm this information.
	Aff.Pub.			Minute order indicates that
	Sp.Ntc.			petitioner speaks Hmong.
✓	Pers.Serv.	w/		polinonoi opodito innoing.
✓	Conf. Screen			
	Letters	Х		Minute order 8/8/2016 states the
✓	Duties/Supp			Court orders unsupervised visitation for Ge Her every Saturday, starting
	Objections			8/13/2016, from 10 am to 6 pm.
	Video			·
	Receipt			1. Need Orders.
✓	CI Report			2. Need Letters.
	9202			
	Order	Х		
	Aff. Posting			Reviewed by: SEF
	Status Rpt			<b>Reviewed on:</b> 9/30/2016
✓	UCCJEA			Updates:
	Citation			Recommendation:
	FTB Notice			File 27A- Yang

27A

# 27B Brendan Yang, Jennie Yang, Jackson Yang (GUARD/P) Case No. 16CEPR00572 Attorney: Surapol Vue (Pro per – Paternal uncle)

### Petition for Appointment of Guardian of the Person (Petitioner Surapol Vue)

	TEMPORARY EXPIRES 10/3/2016	NEEDS/PROBLEMS/COMMENTS:
	IEMITORAKI EXPIRES 10/3/2016	NEEDS/FROBLEMS/COMMENTS:
	SURAPOL VUE, paternal uncle, is petitioner.	Continued from 9/29/2016. Counsel represents Surapol Vue
Cont. from 092916	=	(temporary guardian) stated he will be moving out of state permanently on
Aff.Sub.Wit.	Please see petition for details.	Sunday and no longer wishes to have
✓ Verified	Trease see pennon for derails.	guardianship of the minors. Counsel
	=	further represents that Mr. Vue asked
Inventory		Ge Her (competing petitioner) to pick
PTC	=	minors up by 5:00 pm today [9/29/2016].  The Court orders the Court Investigator to
Not.Cred.	=	contact Mr. Vue and confirm this
Notice of X		information.
Aff.Mail X		
Aff.Pub.		Minute order 8/8/2016 states the Court
Sp.Ntc.		orders unsupervised visitation for Ge Her
Pers.Serv.	=	every Saturday, starting 8/13/2016, from
	=	10 am to 6 pm.
Conf. Screen		
Letters x		See additional page.
✓ Duties/Supp		
Objections		
Video		
Receipt		
CI Report X		
9202	_	
Order X	_	
Aff. Posting	_	Reviewed by: SEF
Status Rpt	-	Reviewed on: 9/30/2016
✓ UCCJEA	_	Updates:
Citation	_	Recommendation:
FTB Notice		File 27B- Yang

**27B** 

# 27B Brendan Yang, Jennie Yang, Jackson Yang (GUARD/P) Case No. 16CEPR00572 Page 2

#### NEEDS/PROBLEMS/COMMENTS, continued:

#### **Petitioner:**

- 1. Need Notice of Hearing.
- 2. Need proof of service with at least 15 days notice of *Notice* of *Hearing* with copy of petition <u>or</u> consents and waivers of notice <u>or</u> declarations of due diligence for:
  - a. Ni Wang Pao Yang (paternal grandfather)
  - b. Mor Vue (paternal grandmother)
  - c. Neeg Vang (maternal grandfather)
  - d. Ge Her (maternal grandmother)
- 3. Item 3a of UCCJEA does not include minor Brendan Yang's residence information for past 5 years (2011 through 2013), as required.